

General Assembly of North Carolina

Environmental Review Commission State Legislative Building Raleigh, North Carolina

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March 18, 2010

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MEMORANDUM

To: Members of the Environmental Review Commission
From: Mariah Matheson, Commission Assistant
Re: Disposition of Reports

The following reports have been submitted to the Environmental Review Commission (Commission) since the last reports distribution on February 18, 2010.

A. The following reports have been submitted and are being distributed in connection with today's agenda as follows:

1) Utilities Commission

Report on the implementation of the North Carolina Renewable Energy and Energy Efficiency Portfolio Standards and subsequent proceedings. October 1, 2009. Statutory Authority: G.S. 62-133.8(j)). **Agenda Item #4**

<http://www.ncleg.net/documentsites/committees/ERC/ERC%20Reports%20Received/2009-2010/Utilities%20Commission/2009-Oct%20-%20REPS.pdf>

2) Environmental Management Commission

Quarterly reports by the EMC as to its operations, activities, programs, and progress during the previous quarters. January 15, 2010 and April 15, 2010. Statutory Authority: G.S. 143B-282(b). **Agenda Item #5**

<http://www.ncleg.net/documentsites/committees/ERC/ERC%20Reports%20Received/2009-2010/Environmental%20Management%20Commission/2010-Jan%20-%20EMC%20Qrtly%20from%20Oct%2009%20-%20Dec%2009.pdf> and

<http://www.ncleg.net/documentsites/committees/ERC/ERC%20Reports%20Received/2009-2010/Environmental%20Management%20Commission/2010-April%20-%20EMC%20Qrtly%20from%20Jan%2010%20-%20Mar%2010.pdf>

3) Department of Environment and Natural Resources

Annual report on implementation of the Sedimentation Pollution Control Act of 1973. October 1, 2009. Statutory Authority: G.S. 113A-67. ***Agenda Item #6***
(<http://www.ncleg.net/documentsites/committees/ERC/ERC%20Reports%20Received/2009-2010/Dept%20of%20Environment%20and%20Natural%20Resources/2009-Oct%20-%20Sedimentation%20Pollution%20Control%20Act%20Rpt.pdf>)

B. The following reports have been submitted and may be distributed in conjunction with a presentation at a future meeting of the Commission. These reports are electronically available at the Commission's website:

(<http://www.ncleg.net/gascripts/DocumentSites/browseDocSite.asp?nID=12&sFolderName=\ERC%20Reports%20Received>). If you would like a hardcopy of one of these reports, please contact Mariah Matheson at (919) 733-2578 or mariahm@ncleg.net for assistance.

1) North Carolina Water Quality Work Group (RiverNet)

- a. Annual report on RiverNet's previous year's activities, findings, and recommendations. January 30, 2009. Statutory Authority: G.S. 143-215.8D.

2) Department of Transportation

- a. Annual report on the evaluation and adjustment of the boundaries of the area served by each Metropolitan Planning Organization. November 1, 2009. Statutory Authority: G.S. 136-202(d).
- b. Annual report on development and implementation of a plan to reduce vehicle miles traveled by State and private sector employees and vehicle emissions resulting from job-related travel, including commuting to and from work. October 1, 2009. Statutory Authority: G.S. 143-215.107C (d) and (e).

3) State Water Infrastructure Commission

- a. Annual report by the State Water Infrastructure Commission on its activities and findings. November 1, 2009. Statutory Authority: G.S.159G-67.

4) Department of Administration

- a. Annual consolidated report on the implementation of the Sustainable Energy Efficient Buildings Program. November 1, 2009. Statutory Authority: G.S. 143-135.39(f) and (g).

5) Utilities Commission

- a. Biennial report on the actual results of the cost allocations for electric utilities involving REPS costs, demand-side management and energy efficiency programs costs, and certain fuel and fuel-related costs. October 1, 2009. Authority: S.L. 2007-397, Sec. 14.
- b. Annual report on the implementation of the Swine Farm Methane Capture Pilot Program including a program evaluation, and legislative proposals. January 1, 2010. Authority: S.L. 2007-523, Sec. 4(d).

6) Department of Environment and Natural Resources

- a. Annual report on the cost of implementing the Mining Act of 1971. September 1, 2009. Statutory Authority: G.S. 74-54.1(c).
- b. Annual report on the Bernard Allen Memorial Emergency Drinking Water Fund. October 1, 2009. Statutory Authority: G.S. 87-98(e).
- c. Annual report on the Conservation Easement Program. October 1, 2009. Statutory Authority: G.S. 113A-235(c).
- d. Annual report on progress towards attaining the State's goal of protecting one million acres of farmland, open space, and conservation lands. October 1, 2009. Statutory Authority: G.S. 113A-241(c)).
- e. Biennial report on the activities of the past biennium and plans for the coming biennium, and specific recommendations for action of the Natural Heritage Program. February 15, 2009. Statutory Authority: G.S. 113A-164.4.
- f. Annual progress report on the Parks and Recreation Trust Fund Fiscal Year 2008-2009. March 15, 2009. Statutory Authority: G.S. 113-44.15(c).
- g. Annual report on the Parks and Recreation Trust Fund, Fiscal Year 2008-2009. October 1, 2009. Statutory Authority: G.S. 113-44.15(c).
- h. Annual report on awards from the North Carolina Natural Heritage Trust Fund, Fiscal Year 2008-2009. October 1, 2009. Statutory Authority: G.S. 113-77.9(e).
- i. Annual report on the North Carolina Hazardous Waste Management Plan. October 1, 2009. Statutory Authority: G.S. 130A-294(i).
- j. Annual report on implementation of the Resident Inspectors Program at commercial hazardous waste facilities. October 1, 2009. Statutory Authority: G.S. 130A-295.02(m).
- k. Annual report on the Mercury Minimization Plan. October 1, 2009. Statutory Authority: G.S. 130A-310.57, Sec. 7.
- l. Annual report on the implementation of stormwater rules and programs. October 1, 2009. Statutory Authority: GS. 143-214.7(e).
- m. Annual report on the implementation of the Ecosystem Enhancement Program and use of the Ecosystem Enhancement Fund, including inventory of property and easements. November 1, 2009. Statutory Authority: G.S. 143-214.13.
- n. Annual report on the cost of the Title V program. November 1, 2009. Statutory Authority: G.S. 143-215.3A(c).
- o. Annual report on the compliance/enforcement of water quality laws for facilities that discharge into surface waters. October 1, 2009. Statutory Authority: G.S. 143-215.9A.

- p. Semiannual report on the pilot program for inspection of animal waste management systems including a comparison of the costs of conducting operations reviews and inspections under the pilot program with the costs of conducting operations and inspections. October 15, 2009. Statutory Authority: G.S. 143-215.10D and G.S. 143-215.10F.
- q. Annual report on permitting and inspecting animal waste management systems/Animal Waste Compliance Report. October 1, 2009. Statutory Authority: G.S. 143-215.10M.
- r. Annual report on the effectiveness of projects funded under the Agriculture Cost-Share Program for Nonpoint Source Pollution Control. January 31, 2010. Statutory Authority: G.S. 143-215.74(e).
- s. Annual report on the Community Conservation Assistance Program. January 31, 2009. Statutory Authority: G.S. 143-215.74M(e).
- t. Annual report on the Dry-Cleaning Solvent Cleanup Act of 1997. October 1, 2009. Statutory Authority: G.S. 143-215.104U.
- u. Annual report on the progress in developing and implementing the Coastal Habitat Protection Plan. September 1, 2009. Statutory Authority: G.S. 143B-279.8(e).
- v. Annual Interagency Report on Litter Enforcement, Prevention, and Removal Efforts. March 1, 2009. Statutory Authority: G.S. 147-12(b).
- w. Annual report on animal waste management performance standards for swine farms, the Lagoon Conversion Program, and the Swine Farm Waste Management System Conversion Account. October 1, 2009. Authority: S.L. 2007-523, Sec.2(f).
- x. Report on the feasibility study of establishing a State park in the area surrounding Rutherford Trace in McDowell County. February 1, 2009. Authority: S.L. 2008-107, Sec. 12.12.
- y. Report on recommendations for water efficiency standards for in-ground irrigation systems. January 1, 2009. Authority: S.L. 2008-143, Sec. 18.
- z. Report on recommendations for water efficiency standards for water-using fixtures in residential and commercial buildings. January 1, 2009. Authority: S.L. 2008-143, Sec. 18.
- aa. Report on the progress of the implementation of stormwater control best management practices and process water treatment processes for composting operations. December 31, 2009. Authority: S.L. 2009-322, Sec. 2.
- bb. Report on whether the preference for compensatory wetland and stream mitigation banks, and the preference for riparian buffer mitigation banks and nutrient offset banks create a likelihood that EEP will be unable to recoup investments. February 1, 2010. Authority: S.L. 2009-337, Sec. 5.